



**U.S. DEPARTMENT OF TRANSPORTATION**

FEDERAL HIGHWAY ADMINISTRATION

CALIFORNIA DIVISION

650 Capitol Mall, Suite 4-100

Sacramento, CA. 95814

April 3, 2007

IN REPLY REFER TO

HDA-CA

Document # 50311

Mr. Will Kempton, Director  
California Department of Transportation  
1120 N Street  
Sacramento, CA 95814

Attention: Federal Resources Office, MS #82  
For Rachel Falsetti, Transportation Programming

Dear Mr. Kempton:

SUBJECT: FY 2007 FTIP Amendment No. 1 – Stanislaus Council of Governments  
(StanCOG)

The Federal Highway Administration (FHWA) and the Federal Transit Administration (FTA) have completed the review of Amendment No. 1 to the StanCOG 2007 Federal Transportation Improvement Program (FTIP) that was submitted by your letter dated March 21, 2007. StanCOG adopted Amendment No. 1 with Resolution No. 06-28 on February 14, 2007. With that action, the StanCOG Board of Directors approved the program modifications and reaffirmed the consistency of the StanCOG FTIP with the applicable State Implementation Plan (SIP) for air quality.

The StanCOG 2007 FTIP Amendment No. 1 adds \$6.3 million in Federal CMAQ funds with a \$1.2 million local match in 2007/08; adds \$5.8 million in Federal CMAQ funds with a \$829,259 local match in 2008/09; programs \$347,060 in RSTP funds for pavement management programs with a \$44,967 local match; modifies the Section 130 Grade Crossing Safety program to eliminate one project and modify the funding for the two remaining projects.

Pursuant to the July 15, 2004, *Memorandum of Understanding between the Federal Highway Administration, California Division, and the Federal Transit Administration, Region IX*, we accept the modifications to the 2007 Federal Statewide Transportation Improvement Program (FSTIP) for the StanCOG region in accordance with the Federal statewide and metropolitan transportation planning regulations codified in 23 CFR Part 450. We find that StanCOG's 2007 FTIP, through Amendment No. 1, was developed through a continuing, cooperative, and comprehensive transportation planning process carried out in accordance with the metropolitan planning provisions of 23 U.S.C. Chapter 134, and 49 U.S.C. Chapter 53. This approval is provided with the understanding that the FTA funding approval on the individual projects contained in the FSTIP are subject to grantees meeting all necessary FTA administrative requirements.

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We have determined that this program modification is exempt from the regional emissions analysis requirements pursuant to the transportation conformity provisions found in 40 CFR Part 93 Sections 126 and 127. This finding has been coordinated with Region 9 of the Environmental Protection Agency (EPA) in accordance with the procedures outlined in the *National Memorandum of Understanding between DOT and EPA on Transportation Conformity*, dated April 25, 2000. Therefore, we find that the FTIP continues to conform to the applicable State Implementation Plan (SIP).

This letter constitutes approval and inclusion of the StanCOG's FTIP Amendment No. 1 into California's 2006/07 – 2008/09 FSTIP.

If you have questions or need additional information concerning our approval for this StanCOG FSTIP amendment, please contact Steven Luxenberg ([steve.luxenberg@fhwa.dot.gov](mailto:steve.luxenberg@fhwa.dot.gov)) of the FHWA California Division office at (916) 498-5066.

Sincerely,

*/s/ K. Sue Kiser*

For  
Gene K. Fong  
Division Administrator

cc: (e-mail)

Karina O'Connor, EPA

Alex Smith, FTA

Cathy Gomes, Caltrans HQ

Mike Brady, Caltrans HQ

Bruce Abenathy, StanCOG

Sam Kaur, StanCOG

Cari Anderson, CA Consulting

cc: (other)

StanCOG TIP Binder

sluxenberg/ac